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June 23, 1998

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Magalie Roman Salas
Secretary
Federal Communications Commission
1919 M St., N.W.
Washington, D.C. 20554

**Re: Federal-State Joint Board on Universal Service;
CC Docket No. 96-45**

Dear Ms. Salas:

On behalf of the American Samoa Government ("ASG") and the American Samoa Telecommunications Authority ("ASTCA"), I am enclosing Executive Order No. 11-1998 (clarifying Executive Order No. 13-1997), adopted on April 20, 1998 by the Governor of American Samoa, who, in the absence of a telecommunications regulatory commission, is the official of the American Samoa Government with regulatory jurisdiction over telecommunications carriers. In that Executive Order, the Governor clarifies that ASTCA is designated as an "eligible telecommunications carrier" pursuant to Sections 214 and 254 of the Communications Act.

Please contact me if you have any questions.

Respectfully submitted,



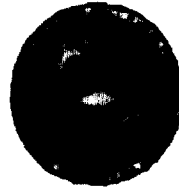
David L. Sieradzki
Counsel for ASG and ASTCA

Enclosures

cc: Katie King, Accounting Policy Division, Common Carrier Bureau
Sheryl Todd, Accounting Policy Division, Common Carrier Bureau
Universal Service Administrative Company

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OFFICE OF THE GOVERNOR
American Samoa Government
Pago Pago, American Samoa 96799

TALESE P.P. SUNIA,
Governor
TOGICLA T.A. TULAFONO,
Lt. Governor

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JUN 23 1998
FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

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EXECUTIVE ORDER NO. 11-1998
CLARIFYING EXECUTIVE ORDER NO. 13-1997

Section 1: Authority

This Executive Order is issued under the authority granted to the Governor in Article IV, Section 6, American Samoa Revised Constitution, Title 4 ASCA Section 4.0111(b) and Sections 3, 214 and 254 of the Federal Communications Act of 1934, hereafter the *Communications Act*, as amended.

Section 2: Purpose

Executive Order No. 13-1997 designated the former American Samoa Office of Communications [ASOC] as an eligible telecommunications carrier pursuant Section 214 of the Communications Act for the receipt of federal universal service support. Executive Order No. 2-1998 transferred all functions of ASOC to the American Samoa Telecommunications Authority [ASTCA]. It is the purpose of this Executive Order to clarify that in addition to the transfer of functions Executive Order No. 2-1998 transferred all the powers and responsibilities of ASOC to ASTCA as respects the designation of ASOC as an eligible telecommunications carrier pursuant Section 214 of the Communications Act for the receipt of federal universal service support.

Section 3: Findings

All of the findings made with respect to ASOC in Executive Order No. 13-1997 are hereby made with respect to ASTCA.

Section 4: Designation

ASTCA is hereby designated as an eligible telecommunications carrier pursuant Section 214 of the Communications Act for the receipt of federal universal service support.

Section 5: Effective Date

The effective date of this Executive Order shall be January 9, 1998. It shall remain in effect until it is amended by another Executive order or by statute.

DATED: April 20, 1998.



TAUESE P.P. SUNIA

Distribution:

As per standard list.

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December 4, 1997

Magalie Roman Salas
Secretary
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Washington, D.C. 20554

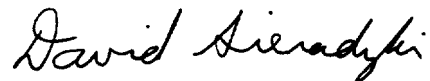
**Re: CC Docket No. 94-54: Federal-State Joint Board on
Universal Service**

Dear Ms. Salas:

On behalf of the American Samoa Government, I am enclosing Executive Order No. 13-1997, adopted on December 1, 1997 by the Governor of American Samoa, who, in the absence of a telecommunications regulatory commission, is the official of the American Samoa Government with regulatory jurisdiction over telecommunications carriers. In that Executive Order, the Governor designates the American Samoa Office of Communications as an "eligible telecommunications carrier" pursuant to Sections 214 and 254 of the Communications Act.

Please contact me if you have any questions.

Respectfully submitted,



David L. Sieradzki
Counsel to the American Samoa
Government

Enclosures

cc: Sheryl Todd, Universal Service Branch, CCB
Cheryl Leanza, Universal Service Branch, CCB
Universal Service Administrative Company



OFFICE OF THE GOVERNOR

**American Samoa Government
Pago Pago, American Samoa 96799**

TAUESE P.F. SUNIA,
Governor

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Lt. Governor

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EXECUTIVE ORDER NO. 13 1997

DESIGNATION OF ELIGIBLE TELECOMMUNICATIONS CARRIER

Section 1: Authority

This Executive Order is issued under the authority granted in Article IV, Section 6 of the American Samoa Revised Constitution, Title 4, Chapter 01, Section 0111(b) of the American Samoa Code, and sections 3, 214, and 254 of the Federal Communications Act of 1934, as amended (the "Communications Act").

Section 2: Purpose

Sections 3 and 214 of the Communications Act authorize the commission or official with regulatory jurisdiction over communications carriers in each State and Territory to designate certain common carriers as "eligible telecommunications carriers" for purposes of receiving federal universal service support. 47 U.S.C. §§153 (40) (41), 214 (e) (2). In the absence of a telecommunications regulatory commission, the Governor is the official of the American Samoa Government with regulatory jurisdiction over telecommunications carriers.

Section 3: Findings

I find that the American Samoa Office of Communications ("ASOC") meets the qualifications for an "eligible telecommunications carrier" as defined in section 214 of the Communications Act. 47 U.S.C. §214 (e) (1). In particular, I find that:

- (a) ASOC is a "common carrier" as defined in section 3 of the Communications act. 47 U.S.C. §153 (10);

- (b) ASOC offers the services that are supported by federal universal support mechanisms in accordance with section 214 of the Communications Act (47 U.S.C. §214 (3) (1) (A) and as specified in section 54.101 of the pertinent regulations of the Federal Communications Commission (47 C.F.R. §54.101);
- (c) ASOC advertises the availability of such services and the charges therefore using media of general distribution in accordance with section 214 of the Communications Act. 47 U.S.C. §214 (d) (1) (B); and
- (d) Designation of ASOC as an "eligible telecommunications carrier" for the receipt of federal universal service support will serve the public interest.

Section 4: Designation

The American Samoa Office of Communications is hereby designated as an "eligible telecommunications carrier" under section 214 of the Communications Act for the receipt of federal universal service support.

Section 5: Effective Date

This Executive Order shall be effective immediately upon signing.

Dated: 12-1-97



TAUESE P.F. SUNIA
Governor of American Samoa

Distribution:

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